IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH AT HYDERABAD

WEDNESDAY, THE ELEVENTH DAY OF AUGUST TWO THOUSAND AND FOUR

: PRESENT :

THE HON'BLE MR.JUSTICE : T. CH. SURYA RAO

CRIMINAL PETITION No. 3525 of 2004

Between:

1.Mohd. Rehanuddin @ Rehan
2.Mohd. Waheed Ali @ Tagdu @ Gabbar.

.. Petitioners/Accused Nos.4 & 5

And

The State of A.P. through Public Prosecutor,
High Court Building, Hyderabad. .. Respondent/ Complainant

Petition under Section 437 & 439 of Crl.P.C. praying that in the circumstances stated in the affidavit filed herein, the High Court will be pleased to enlarge the petitioners on bail in Cr.No.107/04 of P.S. Charminar and the bail to the satisfaction of II Metropolitan Magistrate, Hyderabad on such terms and conditions.

The Petition coming on for hearing, upon perusing the petition and the grounds filed herein and upon hearing the arguments of Mr.Mohd. Qasim, Advocate for the Petitioners and of the Public Prosecutor, on behalf of the Respondent.

The Court made the following ORDER :

"Petitioners seek to renew their request for bail. Their request has not been considered by this Court earlier in Crl.P.No.2478 of 2004. It was a case of rape. As can be seen from the statement of victim one named persons along with four others committed the offence. It appears that petitioners were identified at identification parade by the victim and other accused have been falsely implicated in the crime by the investigating officer. Having regard to these circumstances, whereas investigation in this case has been completed almost, the request of petitioners for bail may be considered.

In the result, petition is allowed and the petitioners shall be enlarged on bail on each one of them executing a bond for Rs.5,000/- (Rupees five thousand only) with two sureties each for a likesum each to the satisfaction of II Metropolitan Magistrate, Nampally, Hyderabad."

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ASSISTANT REGISTRAR

// TRUE COPY //

for ASSISTANT REGISTRAR

To

1.The II Metropolitan Magistrate, Nampally, Hyderabad.
2.The Superintendent, Central Prison, District Jail, Chanchalguda, Hyderabad.
3.The Station House Officer, P.S. Charminar, Hyderabad.
4.Two CCs to the Public Prosecutor, High Court of A.P. Hyderabad.(OUT)
5.One spare copy.

H.A.

DRAFTED BY : H.A.
COMPARED BY :

HIGH COURT

TCSRJ

DT: 11-08-2004

ORDER :

CRL.P.NO.3525/04

DIRECTION TO ENLARGE THE PETITIONERS ON BAIL.